

July 5, 2002

Federal Communications Commission
Washington, D.C. 20554

Notice of Proposed Rulemaking

Appropriate Regulatory Treatment for
Broadband Access to the Internet Over
Cable Facilities

CS Docket No. 02-52

COMMENTS OF THE CITY OF GARDEN RIDGE, TEXAS

These comments are filed by the City of Garden Ridge, Texas in support of the comments filed by the Alliance of Local Organizations Against Preemption (the "Alliance"). Like the Alliance, the City of Garden Ridge, Texas believes that (a) local communities should be able to require cable operators to obtain additional authorizations to use and occupy right of way to provide cable services, and to enforce existing authorizations that have been granted for the service; (b) should be able to obtain fair and reasonable compensation for use and occupancy of the public rights of way to provide non-cable services; and (c) should be able to regulate cable companies in their provision of non-cable services, as provided under the Cable Act.